

R307-310

2. Title: Salt Lake County: Trading of Emission Budgets for Transportation Conformity.

3. Type of notice: Amend

4. Purpose of the rule or reason for the change:

The purpose of the change is to remove the specific version date for the Code of Federal Regulations (CFR) found in R307-310. The rule will now default to R307-101-3 that establishes the version of the CFR that is incorporated throughout R307. In a separate rulemaking, the version of the CFR referenced in R307-101-3 is being updated to the July 1, 2007 version. This amendment is part of an overall revision to rules that will streamline the process of updating the incorporation by reference of the CFR throughout R307 (see separate filings on R307-101, R307-115, R307-170, R307-215, R307-221, R307-222, R307-223, R307-224, R307-417, R307-801, R307-840 in this issue). If requested, a public hearing will be held Wednesday, 12/19/2007 at 2:00 p.m. in the Main Conference Room of the Environmental Quality Building located at 150 N 1950 W in Salt Lake City. If no request for a public hearing is received by 12/14/2007, the hearing will be cancelled. After 12/14/2007, you may go to <http://www.airquality.utah.gov/Public-Interest/Public-Commen-Hearings/Pubrule.htm> or call 801-536-4136 to determine if the public hearing has been cancelled. A request for a public hearing may be submitted by electronic mail to mcaryl@utah.gov or by calling 801-536-4136.

6. Summary of the rule change:

This amendment removes the specific version date for the Code of Federal Regulations (CFR) in R307-310. The rule will now default to R307-101-3 that establishes the version of the CFR that is incorporated throughout R307. In a separate rulemaking, the version of the CFR referenced in R307-101-3 is being updated to the July 1, 2007 version. There have been four revisions to Part 93 since it was incorporated into Utah's rules: August 6, 2002, July 1, 2004, May 6, 2005 and March 10, 2006. These changes to the federal regulation affect the underlying transportation conformity process, but they do not affect the purpose and implementation of R307-310 that is focused on how to apply the conformity budget in the PM10 SIP for Salt Lake County. In addition, the changes to Part 93 were considered during the adoption of Part XII of the SIP, Transportation Conformity Consultation that was adopted by the Board on May 2, 2007. Therefore, those changes are not described in detail here.

7. Aggregate anticipated cost or savings to:

- a. State budget:** Because these revisions do not create new requirements, no change in costs is expected for the state budget.
- b. Local government:** Because this revision does not create new requirements, no change in costs is expected for local governments.
- c. To Small Businesses and Other Persons:** Small Businesses: Because this revision does not create new requirements, no change in costs is expected for small businesses. Other Persons: Because this revision does not create new requirements, no change in costs is expected for other persons.

8. Compliance costs for affected persons:

Because this revision does not create new requirements, no change in costs is expected for affected persons.

9. Comments by the Dept head on the fiscal impact the rule may have on businesses:

This amendment does not create new requirements. Therefore, no additional costs are expected.
(Richard W. Sprott, Executive Director, Department of Environmental Quality)

10. Authorizing statute: 19-2-104

11. Materials incorporated by reference? 40 CFR 93.101

12. Public comment and hearing info: Wednesday, 12/19/2007 at 2:00 p.m. in the Main Conference Room of the Environmental Quality Building located at 150 N 1950 W in Salt Lake City.

13. May become effective on: February 7, 2008

14. Keywords: air pollution, transportation conformity, PM10